

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

HB 182 – SB 678

March 13, 2017

SUMMARY OF ORIGINAL BILL: Requires the State to reimburse local governments for housing state inmates from the date of conviction rather than from the date of sentencing. Requires court clerks to transmit documentation of a conviction to the Department of Correction (DOC) no later than five days after the date of conviction.

FISCAL IMPACT OF ORIGINAL BILL:

Increase State Expenditures – \$4,807,400

Increase Local Revenue – \$4,807,400

SUMMARY OF AMENDMENT (004815): Deletes and rewrites the bill to remove the five-day period in which the court clerk is required to transmit documentation of conviction to DOC and to clarify that the subsidies must be paid from the date of conviction regardless of whether the prisoner is housed under a contract with the DOC.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- Under current practice, DOC reimburses local governments for housing state inmates beginning with the date of sentencing. The proposed legislation begins reimbursement upon the date of conviction. The proposed legislation will impact DOC's expenditures.
- DOC reports that over the last three years there have been 881 admissions from plea agreements in which the date of the plea was different than the date of sentencing. In these matters, the time between the plea and the sentencing was 113 days.
- The average state cost per day for housing felons in local jails is \$48.29.
- The proposed legislation will increase recurring state expenditures by \$4,807,414 (881 admissions x 113 days x \$48.29).
- Conversely, the proposed legislation will increase recurring local revenue by \$4,807,414.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink that reads "Krista M. Lee". The signature is written in a cursive, flowing style.

Krista M. Lee, Executive Director

/trm